

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SARAH PALIN, an individual,

Plaintiff,

– against –

THE NEW YORK TIMES COMPANY,
a New York corporation, and
JAMES BENNET, an individual,

Defendants.

No. 17 Civ. 4853

Hon. Jed S. Rakoff

ECF Case

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Sarah Palin, Plaintiff in this case, hereby appeals to the United States Court of Appeals for the Second Circuit from the Final Judgment entered in this action on April 28, 2025 [Doc. 245] (“Final Judgment”), inclusive (without limitation) of the April 22, 2025 Jury Verdict [Doc. 241] and any and all interlocutory judgments, decrees, decisions, rulings, verdicts, and opinions that merged into and became part of the Final Judgment, that are related to the Final Judgment, and upon which the Final Judgment is based.

Notice of Pending Motions Under Rule 4(A) *Fed. R. App. P.*

Pursuant to Second Circuit Local Rule 4.2, Plaintiff hereby provides notice that on May 23, 2025, Plaintiff filed motions for a new trial and to set aside and/or vacate the Final Judgment and Verdict under Rule 59, *Fed. R. Civ. P.*, and for judgment under Rules 50(b), *Fed. R. Civ. P.* See Plaintiff's Notice of Post-Trial Motions [Doc. 258]. Pursuant to the briefing schedule set by the District Court [see May 22, 2025 Minute Entry], Plaintiff filed her Memorandum of Law in Support of Post-Trial Motions [Doc. 260] on May 27, 2025. Under Rule 4(a)(4)(A), *Fed. R. App. P.*, the time to file this Notice of Appeal runs from the entry of the order disposing of the last remaining of these motions, but Plaintiff is filing this Notice of Appeal within thirty days of the Final Judgment to ensure preservation of all her appellate rights. Pursuant to Rule 4(a)(4)(B), *Fed. R. App. P.* this Notice of Appeal becomes effective when the order disposing of the last of Plaintiff's motions [Doc. 258] is entered.

/s/ Shane B. Vogt

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing Notice of Appeal was filed electronically on the 28th day of May, 2025. Notice of this filing will be sent by operation of the Court's electronic filing system to counsel of record for all parties as indicated on the electronic filing receipt. Parties and their counsel may access this filing through the Court's system.

/s/ *Shane B. Vogt*

Attorney for Plaintiff Sarah Palin